

**CONTRACT #KG047**

**AMENDMENT #0001**

THIS AMENDMENT, entered into between the Florida Department of Children and Families, hereinafter referred to as the "department", and Monroe County (Monroe County In Home Services), hereinafter referred to as the "provider", amends contract KG047.

1. Standard Contract, Section II, Paragraph A is hereby amended to read:

To pay for contracted services according to the terms and conditions of this contract in an amount not to exceed \$83,599.00, subject to the availability of funds. The State of Florida's performance and obligation to pay under this contract is contingent upon an annual appropriation by the Legislature. Any costs or services paid for under any other contract for from any other source are not eligible for payment under this contract.

2. Attachment I, Section C, Paragraph 1.a., 1.b and 1.c. are hereby amended to read:

- a. This is a fixed price (unit cost) contract. The department shall pay the provider for the delivery of service units provided in accordance with the terms of this contract for a total dollar amount not to exceed \$83,599.00, subject to the availability of funds.
- b. The department shall make payments to the provider for provision of services up to the maximum number of units of service at the rates shown below:

Service Units	Unit Price	Maximum # of Units
Case Management	\$47.73	220
Personal Care	\$51.11	278
Homemaking	\$27.11	1,241
Home Delivered Meals	\$ 6.97	4,786

- c. The provider's dollar match for this contract is \$9,288.78. Case management and transportation services may be exempt from match requirement at the discretion of each district.

3. Attachment I, Section C, Paragraph 4 is hereby added:

4. Medicaid Billing

The department and the provider specifically agree and acknowledge that the Medicaid program is the payor of last resort, and

- (1) in no event shall the provider bill the Medicaid program for services or expenses for Medicaid recipients for which the provider has already been paid by any other liable third party, and
- (2) provider services covered under the Florida Medicaid program for Medicaid recipients may be billed to the Medicaid program by the provider, unless the provider is already being paid by any other liable third party, and

- (3) authorized provider services to non-Medicaid recipients, or for non-Medicaid covered services, may only be billed to the department or any other non-Medicaid first or third party payor, and
  - (4) the provider shall identify and report Medicaid earnings separate from all other fees, and
  - (5) Medicaid earnings cannot be used as local match, and
  - (6) the provider shall ensure that Medicaid payments are accounted for in compliance with federal regulations, and
  - (7) in no event shall both Medicaid and the department be billed for the same service.
4. This amendment shall begin on March 1, 2004, or the date on which the amendment has been signed by both parties, whichever is later.
  5. All provisions in the contract and any attachments thereto in conflict with this amendment shall be and are hereby changed to conform with the amendment.
  6. All provisions not in conflict with this amendment are still in effect and are to be performed at the level specified in the contract.
  7. This amendment and all its attachments are hereby made a part of this contract.

IN WITNESS WHEREOF, the parties hereto have caused this 2 page amendment to be executed by their officials thereunto duly authorized.

PROVIDER: MONROE COUNTY  
(Monroe County In Home Services)

SIGNED  
BY: Murray E. Nelson

NAME: Murray E. Nelson

TITLE: Mayor

DATE February 18, 2004

FEDERAL ID NUMBER: 59060007490

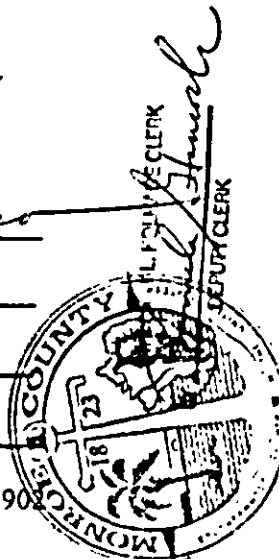
FLORIDA DEPARTMENT  
OF CHILDREN AND FAMILIES

SIGNED  
BY: Charles M. Hood III

NAME: Charles M. Hood III

TITLE: District Administrator

DATE 29 Feb 04



MONROE COUNTY ATTORNEY  
APPROVED AS TO FORM

Suzanne A. Hutton  
SUZANNE A. HUTTON  
ASSISTANT COUNTY ATTORNEY  
1/29/04

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY  
1/26/04